

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TAXATION**

**Call to Order:** By **CHAIRMAN KARL WAITSCHIES**, on February 8, 2005  
at 8:00 A.M., in Room 152 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Karl Waitschies, Chairman (R)  
Rep. Gary Branae, Vice Chairman (D)  
Rep. Bob Lake, Vice Chairman (R)  
Rep. John Balyeat (R)  
Rep. Norma Bixby (D)  
Rep. Edward B. Butcher (R)  
Rep. Jill Cohenour (D)  
Rep. Tom Facey (D)  
Rep. Wanda Grinde (D)  
Rep. George G. Groesbeck (D)  
Rep. Dennis Himmelberger (R)  
Rep. Carol Lambert (R)  
Rep. Dave McAlpin (D)  
Rep. Jim Peterson (R)  
Rep. Holly Raser (D)  
Rep. John (Jack) W. Ross (R)  
Rep. Scott Sales (R)  
Rep. Bill Warden (R)  
Rep. Brady Wiseman (D)

**Members Excused:** None.

**Members Absent:** Rep. Margaret H. Campbell (D)

**Staff Present:** Jeff Martin, Legislative Branch  
Debra Polhemus, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 513, 2/1/2005; HB 535, 2/3/2005;  
HB 541, 2/3/2005  
Executive Action: HB 439; HB 495

**HEARING ON HB 513**

**Opening Statement by Sponsor:**

00:01:20 REP. HOLLY RASER (D), HD 98, opened the hearing on  
HB 513, Extend tax credit for donation for  
developmental disabilities services.

[EXHIBIT\(tah31a01\)](#)

[EXHIBIT\(tah31a02\)](#)

**Proponents' Testimony:**

00:09:19 Susan Serumgard, Helena Resident  
00:12:46 Kelly J. Newman, Mother of three  
00:15:08 Cris Volinkaty, Child and Family Services

[EXHIBIT\(tah31a03\)](#)

**Opponents' Testimony:** None.

**Informational Testimony:**

00:18:55 Matt Bugnin, Disability Services Division,  
Department of Public Health and Human Services  
00:19:25 Shona McHugh, Montana Department of Revenue

**Questions from Committee Members and Responses:**

00:19:45 REP. LAKE  
00:23:25 REP. FACEY  
00:25:26 REP. COHENOUR  
00:27:30 REP. LAMBERT

**Closing by Sponsor:**

00:30:09 REP. HOLLY RASER (D), HD 98, closed the hearing on  
HB 513.

**HEARING ON HB 535**

**Opening Statement by Sponsor:**

00:31:46 REP. LLEW JONES (R), HD 27, opened the hearing on  
HB 535, Revise taxation of stripper well  
production.

[EXHIBIT\(tah31a04\)](#)

[EXHIBIT\(tah31a05\)](#)

00:38:28 Jeff Martin, Legislative Services Division  
00:35:06 REP. JONES

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**Proponents' Testimony:**

00:40:04 Patrick Montalban, Northern Oil and Gas  
Association

[EXHIBIT \(tah31a06\)](#)

[EXHIBIT \(tah31a07\)](#)

00:52:07 **SEN. JERRY BLACK, SD 14**

00:53:21 Gail Abercrombie, Executive Director, Montana  
Petroleum Association

00:59:05 Rick Rice, Phoenix Energy, Inc.

01:04:29 William Duffield, Executive Director, Montana  
Association of Gas and Oil Production Counties

01:05:14 Keith E. Tyner, Conrad Resident, Pamect Oil, LLC

01:07:41 Lois Miller, Partner, Hawley-Desimon Oil Company

[EXHIBIT \(tah31a08\)](#)

01:10:41 Charles Parsons, Lowrance Co., Inc.

01:11:14 Catherine Finlayson, Hawley-Desimon Oil Company

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**Opponents' Testimony:** None.

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**Informational Testimony:**

01:13:01 Van Charlton, Montana Department of Revenue

01:13:37 Tom Richmond, Montana Board of Oil and Gas  
Conservation

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**Questions from Committee Members and Responses:**

01:14:29 **REP. LAMBERT**

01:14:59 **REP. McALPIN**

01:16:13 **REP. GROESBECK**

01:21:13 **REP. FACEY**

01:26:27 **REP. HIMMELBERGER**

01:29:01 **REP. LAKE**

01:31:38 **REP. McALPIN**

01:33:48 **REP. WARDEN**

01:35:33 **REP. RASER**

01:38:57 **REP. COHENOUR**

01:40:57 **REP. BUTCHER**

01:41:57 **REP. LAMBERT**

01:42:42 **REP. LAKE**

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**Closing by Sponsor:**

01:44:39 **REP. LLEW JONES (R), HD 27** closed the hearing on  
HB 535.

01:49:32 Break

02:01:50 Resume

**HEARING ON HB 541****Opening Statement by Sponsor:**

02:02:42      **REP. BILL GLASER (R), HD 44**, opened the hearing on  
                 **HB 541**, Allow motor homes 11 years old and older  
                 to be permanently registered.  
**EXHIBIT** (tah31a09)

**Proponents' Testimony:** None.

**Opponents' Testimony:** None.

**Informational Testimony:**

02:10:03      Dean Roberts, Department of Justice, Motor Vehicle  
                 Division

**Questions from Committee Members and Responses:**

02:11:52      **REP. WARDEN**  
02:13:34      **REP. RASER**  
02:15:03      **CHAIRMAN WAITSCHIES**

**Closing by Sponsor:**

02:15:45      **REP. BILL GLASER (R), HD 44**, closed the hearing on  
                 HB 541.

**EXECUTIVE ACTION ON HB 439**

02:20:34      **Motion:**    **REP. PETERSON** moved that HB 439 DO PASS.

02:21:10      **Motion:**    **REP. BALYEAT** moved that HB 439 BE  
                 AMENDED.

**EXHIBIT** (tah31a10)

**Discussion:**

02:23:02      **REP. FACEY**

02:23:18      **Vote:**    Motion carried unanimously by voice vote  
                 with REPS. WISEMAN and CAMPBELL voting by proxy.

02:23:38      **Motion:**    **REP. BALYEAT** moved that HB 439 DO PASS AS  
                 AMENDED.

**Discussion:**

02:13:53      **REP. BRANAE**  
02:24:09      **REP. PETERSON**  
02:24:16      **REP. ROSS**

02:25:01        **Vote:** Motion carried unanimously by voice vote  
with REPS. WISEMAN and CAMPBELL voting by proxy.

**EXECUTIVE ACTION ON HB 495**

02:25:46        **Motion:** REP. COHENOUR moved that HB 495 DO PASS.

**Discussion:**

02:26:24        REP. COHENOUR

02:27:17        REP. PETERSON

02:28:11        **Motion/Vote:** REP. COHENOUR moved that HB 495 BE  
TABLED. Motion carried 18-2 by voice vote with  
REPS. HIMMELBERGER and SALES voting no and REPS.  
WISEMAN and CAMPBELL voting by proxy.

02:28:24

**ADJOURNMENT**

Adjournment: 10:30 A.M.

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REP. KARL WAITSCHIES, Chairman

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DEBRA POLHEMUS, Secretary

KW/dp

Additional Exhibits:

**EXHIBIT ([tah31aad0.PDF](#))**